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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

Plaintiff,

v.

MICHAEL A TAIBI,

Defendant.

CASE NO. 3:10-CV-02250-JLS-CAB

**DEFENDANT'S MANDATORY
SETTLEMENT CONFERENCE
BRIEF**

Conference: June 27, 2011

Time: 02:00 pm

Magistrate Judge Cathy Ann Bencivengo

COMES NOW THE DEFENDANT MICHAEL A TAIBI AND CONTENDS AND ALLEGES
the following:

I

PARTIES

Plaintiff: United States of America

Defendant: Michael Taibi, Attorney

II

STATUS OF LITIGATION

A complaint was filed by the Plaintiff, United States on November 10, 2010 alleging
that the defendant had defaulted on a student loan. The defendant filed an answer on January 5,

2011 denying owing the amount alleged.

III

UNDISPUTED FACTS

1. The defendant admits to having borrowed a certain amount of money in the Student Loan program while he was in school.
2. The defendant admits owing less than what the plaintiff has alleged.

IV

DISPUTED FACTS

9 1. The defendant denying owing the amount that the plaintiff alleges that he owes
10 as stated in the plaintiff's complaint.

V

VALUATION AND LIABILITY

13 The plaintiff intends to admit the existence of an unpaid loan, but will prove to the
14 Court that he does no owe the amount alleged in the plaintiff's complaint

VI

EXHIBITS

17 The defendant is in the process of accumulating his exhibits and in comparing what he
18 finds with the documents that the plaintiff has delivered in response to recovery. The initial loan
19 in these circumstances was 4/21/93 over 18 years ago and it has been difficult to find certain
20 exhibits.

VII

CONCLUSION

23 The defendant is willing to repay the loan of the money that he borrowed while in school
24 under the student loan program, however, the Plaintiff's claim is mostly penalties and interest,
25 upon which the defendant objects paying without adequate evidence showing the amount actually
26 owed.

Respectfully,

SAMUEL A SUE, Attorney for Defendant